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**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:08-cv-00618-RCL**

GOTTESDIENER v. INTERNAL REVENUE SERVICE

Assigned to: Chief Judge Royce C. Lamberth

Case in other court: USCA, 09-05263

Cause: 05:552 Freedom of Information Act

Date Filed: 04/09/2008

Date Terminated: 04/08/2010

Jury Demand: None

Nature of Suit: 895 Freedom of Information Act

Jurisdiction: U.S. Government Defendant

Plaintiff

ELI GOTTESDIENER

represented by **Eli Gottesdiener**
GOTTESDIENER LAW FIRM, PLLC
1025 Connecticut Avenue, NW
Suite 1000
Washington, DC 20036
(202) 243-1000
Fax: (202) 243-1001
Email: eli@gottesdienerlaw.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

INTERNAL REVENUE SERVICE

represented by **Michael Joseph Martineau**
U.S. DEPARTMENT OF JUSTICE
Tax Division
555 4th Street, NW
Room 6122
Washington, DC 20001
(202) 307-6483
Fax: (202) 514-6866

Date Filed	#	Docket Text
04/09/2008	1	COMPLAINT against INTERNAL REVENUE SERVICE (Filing fee \$ 350, receipt number 4616011547) filed by ELI GOTTESDIENER. (Attachments: # 1 Civil Cover Sheet)(jf,) (Entered: 04/11/2008)
04/09/2008		SUMMONS Not Issued as to INTERNAL REVENUE SERVICE (jf,) (Entered: 04/11/2008)
04/15/2008	2	ORDER directing plaintiff to file amended complaint within 10 days. Signed by Judge Royce C. Lamberth on 04/15/2008. (lcrcl1,) (Entered: 04/15/2008)
04/16/2008		Summons (3) Issued as to INTERNAL REVENUE SERVICE, U.S. Attorney and U.S. Attorney General (tg,) (Entered: 04/16/2008)
04/17/2008		Set/Reset Deadlines: Plaintiff's Amended Complaint due by 4/25/2008. (rje) (Entered: 04/17/2008)
04/17/2008	3	FIRST AMENDED COMPLAINT against INTERNAL REVENUE SERVICE filed by ELI GOTTESDIENER.(nmw,) (Entered: 04/18/2008)
05/04/2008	4	SUMMONS Returned Executed by ELI GOTTESDIENER. INTERNAL REVENUE SERVICE served on 4/21/2008, answer due 5/21/2008. (Gottesdiener, Eli) Modified on 5/5/2008 (tg,). Modified on 5/6/2008(td,). (Entered: 05/04/2008)
05/04/2008		NOTICE OF CORRECTED DOCKET ENTRY: re Notice of Corrected Docket Entry, was entered in error. Document no. 4 was entered correctly by counsel. (td,) (Entered: 05/06/2008)
05/05/2008		NOTICE OF CORRECTED DOCKET ENTRY: re 4 Summons Returned Executed in FOIA case was entered in error. Counsel filed a supporting document as the main pleading. Counsel was instructed to refile the Summons Returned Executed pleading along with its supporting documents. (tg,) (Entered: 05/05/2008)
06/11/2008	5	MOTION for Entry of Default by ELI GOTTESDIENER (Attachments: # 1 Exhibit 1, # 2 Text of Proposed Order)(Gottesdiener, Eli) (Entered: 06/11/2008)

07/02/2008	6	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the US Attorney, served 4/28/2008, answer due 6/27/2008. RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on Attorney General. Date of Service Upon Attorney General 4/23/08. SUMMONS Returned Executed as to INTERNAL REVENUE SERVICE served on 4/21/2008, answer due 6/20/2008. by ELI GOTTESDIENER. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2)(Gottesdiener, Eli) Modified to add deadline dates on 7/3/2008 (tg,). (Entered: 07/02/2008)
07/08/2008	7	ORDER granting 5 Motion for Entry of Default. Signed by Chief Judge Royce C. Lamberth on 7/8/07. (rje) (Entered: 07/11/2008)
07/14/2008	8	Clerk's ENTRY OF DEFAULT as to INTERNAL REVENUE SERVICE (tg,) (Entered: 07/14/2008)
07/23/2008	9	MOTION to Vacate 8 Clerk's Entry of Default, 7 Order on Motion for Entry of Default by INTERNAL REVENUE SERVICE (Attachments: # 1 Text of Proposed Order Order Vacating Default And Granting Defendant Extension Of Time To Answer)(Martineau, Michael) (Entered: 07/23/2008)
08/01/2008	10	Memorandum in opposition to re 9 MOTION to Vacate 8 Clerk's Entry of Default, 7 Order on Motion for Entry of Default MOTION to Vacate 8 Clerk's Entry of Default, 7 Order on Motion for Entry of Default filed by ELI GOTTESDIENER. (Attachments: # 1 Exhibit A, # 2 Exhibit B)(Gottesdiener, Eli) (Entered: 08/01/2008)
08/08/2008	11	REPLY to opposition to motion re 9 MOTION to Vacate 8 Clerk's Entry of Default, 7 Order on Motion for Entry of Default MOTION to Vacate 8 Clerk's Entry of Default, 7 Order on Motion for Entry of Default filed by INTERNAL REVENUE SERVICE. (Martineau, Michael) (Entered: 08/08/2008)
08/12/2008	12	NOTICE of Filing Motion to Transfer Related Case by ELI GOTTESDIENER. Case related to Case No. 08-799. (Attachments: # 1 Exhibit A - Motion to Transfer Related Case, Ex. 1 thereto and Proposed Order)(Gottesdiener, Eli) Modified to edit entry on 8/13/2008 (tg,). (Entered: 08/12/2008)
08/13/2008		NOTICE re 12 Notice of Related Case; emailed to eli@gottesdienerlaw.com, cc'd 1 associated attorneys -- The PDF file you docketed contained errors: 1. Counsel used the wrong ECF event to file a Notice of Motion. The clerk made the necessary corrections (tg,) (Entered: 08/13/2008)
08/15/2008	13	MOTION to Dismiss for Lack of Jurisdiction by INTERNAL REVENUE SERVICE (Attachments: # 1 Memorandum in Support of Defendant's Motion to Dismiss, # 2 Text of Proposed Order)(Martineau, Michael) (Entered: 08/15/2008)

08/19/2008	<u>1</u> <u>4</u>	Memorandum in opposition to re <u>13</u> MOTION to Dismiss for Lack of Jurisdiction filed by ELI GOTTESDIENER. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4)(Gottesdiener, Eli) (Entered: 08/19/2008)
08/26/2008	<u>1</u> <u>5</u>	REPLY to opposition to motion re <u>13</u> MOTION to Dismiss for Lack of Jurisdiction filed by INTERNAL REVENUE SERVICE. (Martineau, Michael) (Entered: 08/26/2008)
12/02/2008	<u>1</u> <u>6</u>	ORDER denying <u>9</u> Motion to Vacate ; denying <u>13</u> Motion to Dismiss for Lack of Jurisdiction. Signed by Chief Judge Royce C. Lamberth on 12/2/08. (lcrcl1,) (Entered: 12/02/2008)
01/12/2009	<u>1</u> <u>7</u>	ORDER requiring plaintiff to file motion for judgment on the default. Signed by Chief Judge Royce C. Lamberth on 1/12/2009. (lcrcl1,) (Entered: 01/12/2009)
01/15/2009	<u>1</u> <u>8</u>	MOTION for Default Judgment as to <i>Defendant Internal Revenue Service</i> by ELI GOTTESDIENER (Attachments: # <u>1</u> Declaration, # <u>2</u> Exhibit 1, # <u>3</u> Exhibit 2, # <u>4</u> Exhibit 3, # <u>5</u> Exhibit 4, # <u>6</u> Exhibit 5, # <u>7</u> Exhibit 6, # <u>8</u> Exhibit 7, # <u>9</u> Exhibit 8, # <u>10</u> Exhibit 9, # <u>11</u> Exhibit 10, # <u>12</u> Exhibit 11, # <u>13</u> Exhibit 12, # <u>14</u> Exhibit 13, # <u>15</u> Exhibit 14, # <u>16</u> Exhibit 15, # <u>17</u> Exhibit 16, # <u>18</u> Exhibit 17, # <u>19</u> Exhibit 18, # <u>20</u> Exhibit 19, # <u>21</u> Exhibit 20)(Gottesdiener, Eli) (Entered: 01/15/2009)
01/15/2009	<u>1</u> <u>9</u>	NOTICE of Proposed Order by ELI GOTTESDIENER re <u>18</u> MOTION for Default Judgment as to <i>Defendant Internal Revenue Service</i> (Gottesdiener, Eli) (Entered: 01/15/2009)
01/16/2009	<u>2</u> <u>0</u>	ERRATA <i>top of p.4</i> by ELI GOTTESDIENER <u>18</u> MOTION for Default Judgment as to <i>Defendant Internal Revenue Service</i> filed by ELI GOTTESDIENER. (Gottesdiener, Eli) (Entered: 01/16/2009)
05/29/2009	<u>2</u> <u>1</u>	DEFAULT JUDGMENT in favor of Plaintiff against INTERNAL REVENUE SERVICE. Signed by Chief Judge Royce C. Lamberth on 5/29/09. See Order for further details.(rje) (Entered: 06/02/2009)
06/12/2009	<u>2</u> <u>2</u>	NOTICE of Release of Documents To Plaintiff by INTERNAL REVENUE SERVICE re <u>21</u> Default Judgment (Martineau, Michael) (Entered: 06/12/2009)
06/18/2009	<u>2</u> <u>3</u>	NOTICE OF WITHDRAWAL OF NOTICE OF RELEASE OF DOCUMENTS TO PLAINTIFF by INTERNAL REVENUE SERVICE re <u>22</u> Notice (Other) (Martineau, Michael) (Entered: 06/18/2009)

06/29/2009	2 4	MOTION to Alter Judgment as to 21 Default Judgment <i>Defendan'ts Motion To Amend Judgment</i> by INTERNAL REVENUE SERVICE (Attachments: # 1 Affidavit Declaration of Carlton W. King, # 2 Affidavit Declaration of James E. Holland, Jr., # 3 Memorandum in Support, # 4 Text of Proposed Order Order Amending Judgment) (Martineau, Michael) (Entered: 06/29/2009)
07/17/2009	2 5	Memorandum in opposition to re 24 MOTION to Alter Judgment as to 21 Default Judgment <i>Defendan'ts Motion To Amend Judgment</i> MOTION to Alter Judgment as to 21 Default Judgment <i>Defendan'ts Motion To Amend Judgment</i> filed by ELI GOTTESDIENER. (Gottesdiener, Eli) (Entered: 07/17/2009)
07/27/2009	2 6	NOTICE OF APPEAL as to 21 Default Judgment by INTERNAL REVENUE SERVICE. Filing fee \$ 0.00. Fee Status: No Fee Paid. Parties have been notified. (rdj) (Entered: 07/28/2009)
07/28/2009		Transmission of Notice of Appeal and Docket Sheet to US Court of Appeals re 26 Notice of Appeal (rdj) (Entered: 07/28/2009)
08/04/2009		USCA Case Number 09-5263 for 26 Notice of Appeal filed by INTERNAL REVENUE SERVICE. (rdj) (Entered: 08/04/2009)
08/18/2009	2 7	ORDER of USCA as to 26 Notice of Appeal filed by INTERNAL REVENUE SERVICE ; USCA Case Number 09-5263. Upon consideration of appellants motion to dismiss the appeal, it is ORDERED that the motion be granted, and this case is hereby dismissed. (kb) (Entered: 08/19/2009)
12/11/2009	2 8	ORDER denying 24 Motion to Alter Judgment. Signed by Chief Judge Royce C. Lamberth on 12/11/2009. (lcrl4,) (Entered: 12/11/2009)

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